

1. Requested Motion:

Meeting Date: August 16, 2010

Authorize open containers of alcohol at the "2nd Annual Bikes on the Beach" special event in the designated area of the event as provided in Ordinance #99-15, and authorize the waiving of parking fees under the Matanzas Pass Bridge on First St., Second St., and Third St., as well as along Old San Carlos Blvd. from First St. to Third St.

Why the action is necessary:

The Baywalk Group has requested that the Town Council allow open containers of alcohol in the designated area for the event and the waiving of parking fees in the areas described above.

What the action accomplishes:

Allows alcohol served at this event to be consumed by the public outdoors in public and semi public areas within the scope of the event, and allows the waiving of parking fees in the areas described above.

2. Agenda:

3. Requirement/Purpose:

4. Submitter of Information:

☒ Consent
☐ Administrative

☐ Resolution
☐ Ordinance
☒ Other: Special Events Permit

☐ Council
☒ Town Staff – Public Works
☐ Town Attorney

5. Background:

This is the 2nd Annual Bikes on the Beach special event, organized by The Baywalk Group and benefiting the March of Dimes Bikers for Babies charity. The event will be held on Saturday September 25, 2010 and the event organizers expect around 2,000 attendees. The applicant has requested the closure of First St. and Second St. from 11:00 AM until 8:00 PM on the day of the event. The applicant has also requested that Town Council waive the open container ordinance and waive the parking fees under the Matanzas Pass Bridge on First St., Second St., and Third St., as well as along Old San Carlos Blvd. from First St. to Third St. Alcohol will be served at all licensed premises within the event, and signs will be posted at all perimeter exits stating that no alcoholic beverages may leave the event site. Amplified music will be outdoors at two stages within the event from Noon until 8:00 PM. One stage will be at Nervous Nellie's Waterfront Eatery restaurant and the other stage will be at the Yucatan Beach Stand restaurant. Please see the attached special event application and site plan.


6. Alternative Action:

Council directs staff to deny the event.

7. Management Recommendations:

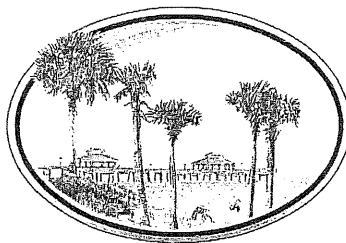
Staff supports this application.

8. Recommended Approval:

Town Manager	Town Attorney	Finance Director	Public Works Director	Community Development Director	Cultural Resources Director	Town Clerk
						

9. Council Action:

☐ Approved ☐ Denied ☐ Deferred ☐ Other



Town of Fort Myers Beach

**SPECIAL EVENT
PERMIT**

Name of Event: 2nd Annual Bikes on the Beach Special Event

Location of Event: Old San Carlos Blvd., and parts of First St. and Second St.

Date of Event: September 25, 2010

Contact Name: Steve DeAngelis, Jr.

Phone Number: 239-333-4386

Email Address: stevoed3701@yahoo.com

Approvals received:

Lee County Sheriff
FMB Fire District
Florida DEP
FMB Environmental Sciences
Lee County
FMB Public Works
Turtle Time

x
x
N/A
N/A
N/A
x
N/A

This permit is subject to the applicant meeting all requirements contained in Fort Myers Beach Ordinance #98-01 and #00-16.

Town Manager

Date

2523 Estero Boulevard
Fort Myers Beach, Florida 33931
Tel: 239/765-0202 * Fax: 239/765-0909
www.FortMyersBeachFL.gov

TOWN OF
FORT MYERS BEACH

JUL 30 2010

Town of Fort Myers Beach
Special Event Application

RECEIVED BY

Describe event including times, dates, activities and general overview of event.



For special events requesting public assistance - define Public Purpose.

Date of Event

SEPT 25th

Name of Event

2ND ANNUAL BIKES ON THE BEACH

Expected # of participants

2,000

Request for Public Assistance

YES ☒ NO

Organization

BAYWALK GROUP FOR THE
MARCH OF DIMES #13-1746366

Contact Person

STEVE DEANGELO NORMA EVELAND

Contact Phone #

239-822 1369

Fax #

239-333 4011

E-mail

Stevied3701@yahoo.com

Amount of Request

\$ 0

This permit is subject to the applicant meeting all requirements contained in Fort Myers Beach Ordinances # 98-01 and #00-16 and compliance with all items in the Special Event Application.

FOR GROUPS REQUESTING FINANCIAL ASSISTANCE:

**FOUR (4) COPIES OF THE APPLICATION AND ALL SUPPORTING DOCUMENTS
MUST BE SUBMITTED TO THE FINANCE DEPARTMENT NO LATER THAN APRIL 30TH.**

THE REQUEST WILL BE CONSIDERED FOR INCLUSION IN THE NEXT FY BUDGET (OCTOBER - SEPTEMBER)

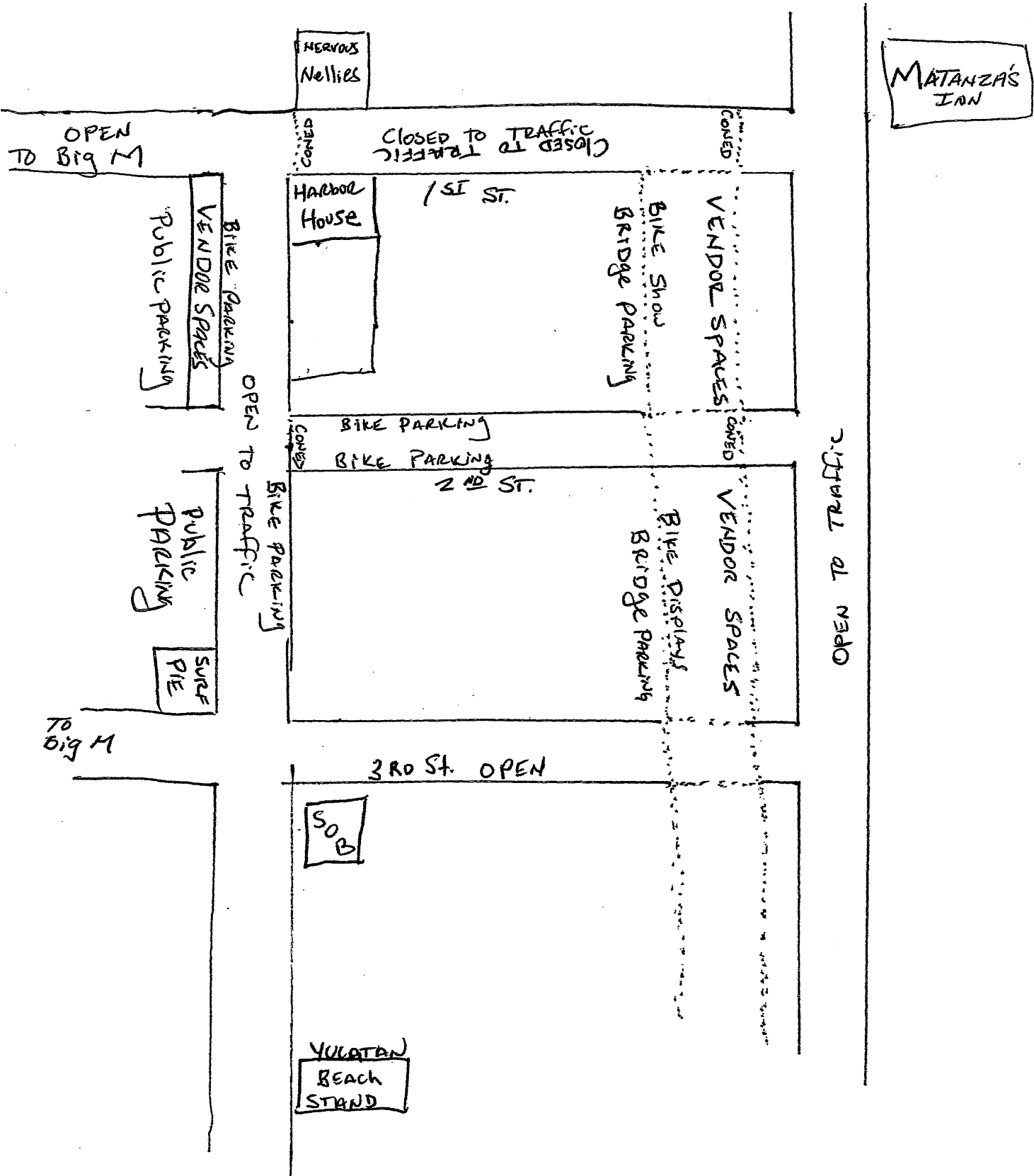
for office use only:

Date received: _____

To Council Committee: _____

by: _____

Recommendation: _____



2ND ANNUAL BIKES ON THE BEACH
A BENEFIT FOR THE MARCH OF DIMES
BIKERS FOR BABIES

LEE COUNTY SHERIFF'S DEPT Tel 477-1830 Fax 432-0268
15650 Pine Ridge Road, Fort Myers, FL 33908

Parking: 0

Deputies (how many?) 1 deputy 2 VOICE volunteers

Traffic Control: 0

Fees: 0

Special Arrangements: Community Policing

Deputy will be assigned.

2 VOICE MEMBERS

LT. M. Ciohau
Print Name

LT. M. Ciohau
Approval Signature

6-30-10
Date

FORT MYERS BEACH FIRE DEPT
17891 San Carlos Blvd., Fort Myers Beach, FL 33931

Tel 590-4242
Fax 432-1554

Fire Guards: (how many?) 0

Fee: N/A

Flammable Vegetation: 0

First Aid Equipment: 0

Fire Extinguishing Equipment:

Special Arrangements: TENTS BEING USED FOR SEATING

WILL BE FLAME RETARDANT AND HAVE POSTED
NO SMOKING SIGNS AND FIRE EXTINGUISHERS

DARRIN WHITE
Print Name

D. White
Approval Signature

6/22/10
Date

YUCATAN'S
BIKES ON THE BEACH 2010
APPROVALS

FMB Public Works -

Tel 765-0202 Fax 765-0909

Company managing trash removal: ApplicantNo. of dumpsters: 1 Type of dumpsters: CommercialWho is responsible for clean-up and payment: ApplicantCity right-way Parking Use: yes How many spaces: All spaces under Matanzas BridgePublic Works remarks: Applicant is responsible for all trash generated by the event. Parking fees waived pending Town Council approvalFMB-Public Works approval: Eric Rios Date: 8-3-10**Florida DEP: Jennie Cowart**
Pager 1-877-314-1329Tel 332-6975 Fax 332-6969
email: Jennifer.cowart@dep.state.fl.usFlorida DEP remarks: N/A

Florida DEP approval: _____ Date: _____

FMB Environment Science: Keith Laakkonen - Tel 765-0202 Fax 765-0591FMB Environment Science remarks: N/A

FMB approval: _____ Date: _____

Turtle Time Inc: Eve Haverfield

Tel 481-5566 Fax 481-5397

Turtle Time remarks: See Turtle nesting season restrictions apply
No lights visible from the beach; no fireworks, no balloon releasesTurtle Time approval: Eve Haverfield Date: 7/28/10

FAX TO 333-4011

Thanks
Steve D.



**Town of Fort Myers Beach
Special Events Budget Request Form**

Requested Amount from the Town of Fort Myers Beach: UNDER Bridge Parking

Business or Organization Name: BAYWALK GROUP FOR THE MARCH OF DIMES

Address: 250 Old San Carlos Blvd Ft Myers Bch. FL 33931

Contact Name: Steve DeAngelis Jr.

Phone: 239-822-1369

Email: Stevied3701@yahoo.com

Your Event: 2ND ANNUAL BIKES ON THE BEACH

Why are you requesting funding from the Town? PARKING UNDER
BRIDGE

How do you think this event will benefit the residents and visitors of the
Town of Fort Myers Beach? EXPOSURE TO A NATIONAL
AUDIENCE THROUGH A CHARITABLE EVENT

If your business or organization has submitted similar requests in the past,
please describe. THIS IS OUR 2ND ANNUAL BUT IT HAS GROWN

Have you secured any other contributors? Please list. _____

December 15, 2009

To: City of Fort Myers Beach

Please accept this letter as our authorization to allow the Ronin Riding Club, Inc. and the March of Dimes to hold the Bikers for Babies on Bay Walk on Sunday, January 17, 2010. This event will incorporate Old San Carlos Blvd. and will close the street from 2nd Street to 1st Street to accommodate vendors. The parking lots at the Yucatan and Snug Harbor will be occupied by vendors and/or bands.

Yucatan Bar & Grill

Tom Kalar
Print Name

[Signature]
Signature

Smokin' Oyster Brewery

Richard Lapierre
Print Name

[Signature]
Signature

Shipwreck Treasures

TOTHU Richard
Print Name

[Signature]
Signature

Snug Harbor

MICKEY FERRY
Print Name

[Signature]
Signature

Matanzas Inn

MARTIN YORIK
Print Name

[Signature]
Signature

Island Pie will fax at a later time

Print Name

Signature

Dec.15. 2009 3:14PM

No.4318 P. 2



CERTIFICATE OF LIABILITY INSURANCE

DATE(MM/DD/YYYY)
12/15/2009

PRODUCER Aon Risk Services Northeast, Inc. New York NY Office 199 Water Street New York NY 10038-3551 USA		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
PHONE: (866) 283-7122 FAX: (847) 953-5390		INSURERS AFFORDING COVERAGE	
INSURED March Of Dimes Foundation 1275 Mamaroneck Avenue White Plains NY 10605 USA		INSURER A: Great Northern Insurance Co.	NAIC # 20303
		INSURER B: Vigilant Ins Co	20397
		INSURER C: Pacific Indemnity Co	20346
		INSURER D:	
		INSURER E:	

Holder Identifier :

Certificate No : 570037082622

COVERAGES

SIR applies per terms and conditions of the policy

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

LIMITS SHOWN ARE AS REQUESTED

INSR LTR	ADD'L INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE(MM/DD/YYYY)	POLICY EXPIRATION DATE(MM/DD/YYYY)	LIMITS	
A		GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY CLAIMS MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input checked="" type="checkbox"/> LOC	35812529	10/31/2009	10/31/2010	EACH OCCURRENCE \$1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$1,000,000 MED EXP (Any one person) \$10,000 PERSONAL & ADV INJURY \$1,000,000 GENERAL AGGREGATE \$2,000,000 PRODUCTS - COM/OP AGG \$1,000,000	
A		AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON OWNED AUTOS <input checked="" type="checkbox"/> Corp Ded \$1,000 <input checked="" type="checkbox"/> Coll Ded \$1,000	7352-50-21	10/31/2009	10/31/2010	COMBINED SINGLE LIMIT (Ea accident) \$1,000,000 BODILY INJURY (Per person) BODILY INJURY (Per accident) PROPERTY DAMAGE (Per accident)	
		GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT OTHER THAN AUTO ONLY: EA ACC AGG	
B		EXCESS / UMBRELLA LIABILITY <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> DEDUCTIBLE <input checked="" type="checkbox"/> RETENTION \$10,000	79864742	10/31/2009	10/31/2010	EACH OCCURRENCE \$5,000,000 AGGREGATE \$5,000,000	
C		WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR / PARTNER / EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under SPECIAL PROVISIONS below	71737006	10/31/2009	10/31/2010	<input checked="" type="checkbox"/> WC STATU-TORY LIMITS <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$1,000,000 E.L. DISEASE-EA EMPLOYEE \$1,000,000 E.L. DISEASE-POLICY LIMIT \$1,000,000	
		OTHER					

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS

RE: Bikers for Babies on Bay walk at Old San Carlos Blvd., Fort Myers Beach, FL on 01/17/10. City of Fort Myers Beach is included as an Additional Insured on the General Liability policy.

CERTIFICATE HOLDER

CANCELLATION

March of Dimes SW Coast
 Attn: Norma Eveland
 6314 Corporate Court, Ste. C-3
 Fort Myers FL 33919 USA

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Aon Risk Services Northeast, Inc.

ACORD 25 (2009/01)

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From:ALAN WILLIAMS ASSOC

239 418 1219

11/11/2009 11:58

#382 P.001/002

ACORD CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

11/11/2009

PRODUCER 239.418.1100 FAX 239.418.1164
 Alan Williams & Associates Insurance Agency Inc.
 13700-1 Ben C. Pratt/
 Six Mile Cypress Pkwy
 Ft. Myers, FL 33912

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION
 ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE
 HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR
 ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED Stingrays Raw Bar Inc
 DBA: Yucatan Beach Stand
 1051 5th Avenue
 Fort Myers Beach, FL 33931

INSURERS AFFORDING COVERAGE

NAIC #

INSURER A: Tower Insurance Co of New York

12345

INSURER B:

INSURER C:

INSURER D:

INSURER E:

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR INSR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY	PA80201183-09	05/21/2009	05/21/2010	EACH OCCURRENCE \$ 1,000,000
	<input type="checkbox"/> COMMERCIAL GENERAL LIABILITY				DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000
	<input type="checkbox"/> CLAIMS MADE <input type="checkbox"/> OCCUR				MED EXP (Any one person) \$ 5,000
					PERSONAL & ADV INJURY \$ 1,000,000
					GENERAL AGGREGATE \$ 2,000,000
	GEN'L AGGREGATE LIMIT APPLIES PER:				PRODUCTS - COM/PROP AGG \$ 1,000,000
	<input type="checkbox"/> POLICY <input type="checkbox"/> PRO- JECT <input type="checkbox"/> LOC				
	AUTOMOBILE LIABILITY				COMBINED SINGLE LIMIT (Ea accident) \$
	<input type="checkbox"/> ANY AUTO				BODILY INJURY (Per person) \$
	<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY (Per accident) \$
	<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE (Per accident) \$
	<input type="checkbox"/> HIRED AUTOS				
	<input type="checkbox"/> NON-OWNED AUTOS				
	GARAGE LIABILITY				AUTO ONLY - EA ACCIDENT \$
	<input type="checkbox"/> ANY AUTO				OTHER THAN EA ACC \$
					AUTO ONLY: AGG \$
	EXCESS / UMBRELLA LIABILITY				EACH OCCURRENCE \$
	<input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE				AGGREGATE \$
	<input type="checkbox"/> DEDUCTIBLE				\$
	<input type="checkbox"/> RETENTION \$				\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY				WC STATU- TORY LIMITS
	ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? <input type="checkbox"/> Y/N				OTH- ER
	(Mandatory in NH) If yes, describe under SPECIAL PROVISIONS below				E.L. EACH ACCIDENT \$
	OTHER				E.L. DISEASE - EA EMPLOYEE \$
					E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS
 Certificate holder is listed as additional insured with respects to General Liability.

CERTIFICATE HOLDER**CANCELLATION**

City of Fort Myers Beach
 2523 Estero Blvd.
 Fort Myers Beach, FL 33931

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

Esther Williams/PL4

Esther Williams

ACORD 25 (2009/01) FAX: 239.765.0909

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Stingray's Raw Bar, Inc
dba: Yucatan Beach Stand
250 Old San Carlos Blvd.
Fort Myers Beach, FL 33931
239-333-4FUN (4386)



8-3-10

Dear Eric,

Here is the information required that was omitted. I will put a packet together with all the details. As for having the open container ordinance lifted we are asking for this within the festival area. The previously submitted site plan is the area. Parking fees are requested to be waived under the bridge from 1st to 3rd streets, as well as, Old San Carlos blvd. from 1st to 3rd streets. Public parking will be available in the large lot at Snug harbor and all other area lots including the Yucatan Beach Stand.

Street closure is being requested on 1st street and second street within the event site. Old San Carlos st. and Crescent streets will remain open to traffic. V.O.I.C.E. officers will be on site to monitor traffic and direct the public to parking areas. The streets should be closed from 11 am until 8 pm Sept. 25th.

All trash will be disposed of in the event businesses dumpsters. Portable trash boxes will be placed at every corner and at any waste producing vendor areas. Trash will be collected at mid event and after the event, with a final inspection by the event organizers and myself.

The music for the event will be amplified and outdoors at stages on either end of the site. One stage will be on the property of Nervous Nellie's Old San Carlos blvd. and the other will be on the lot of The Yucatan beach Stand. Hours for the entertainment will be within the permitted times of 12 noon and 8 pm. entertainment after this time will be the standard daily music played inside the afore mentioned locations.

Alcoholic beverages will be served at all licensed premises within the event. The Yucatan will be pulling an extension permit and we will allow patrons to leave the Yucatan property with beverages in plastic. Signs will be placed at all perimeter exits stating that no alcoholic beverages may leave the event site.

A copy of our liability insurance is included in this packet naming the Town of Fort Myers Beach as an additional insured party .

Thank you, Stephen A. DeAngelis, representative

Eric Berris

From: Eric Berris
Sent: Tuesday, August 03, 2010 4:32 PM
To: 'stevied3701@yahoo.com'
Subject: Bikes on the Beach special event
Steve,

Thank you for your special event application for the Bikes on the Beach event on September 25th. Before I can issue the permit, there is some additional information I need:

- ✓1. A copy of your liability insurance, with the Town of Fort Myers Beach listed as an additional insured
- ✓2. A small narrative describing the event, including any necessary details I may need to know
- ✓3. A very specific trash management plan, indicating where the trash will be disposed of, how many trash cans you will be putting out, where the trash cans will be, how often they will be emptied, and how you plan to deal with litter
(we had a problem with another event this year that left trash everywhere, so I need a very specific trash management plan for special events now)
- ✓4. A parking plan, indicating where event attendees will park
- ✓5. The exact times and dates that you would like the streets to be blocked off, and which streets you would like closed
 - ✓6. Will you be serving alcohol at the event, and do you need the open container ordinance waived for this event? If so, where will alcohol be served?
 - ✓7. Will there be any live bands or other amplified music at this event? If so, when will the music be played and where will it be played?
8. An extension of premises alcohol permit application, if necessary.

If you have any questions, please email me back or call me at the number below.

- Eric Berris
Public Services Supervisor
Public Works Department
Town of Fort Myers Beach
2523 Estero Blvd.
Fort Myers Beach, FL 33931
eric@fortmyersbeachfl.gov
Phone: 239-765-0202 ext. 103
Fax: 239-765-0909
www.fortmyersbeachfl.gov